

**DENTAL QUALITY ASSURANCE COMMISSION
BUSINESS MEETING MINUTES
Thursday, September 7, 2006**

Members Present:

Mark Koday, DDS, Chair
Pramod Sinha, DDS, Vice Chair
Abdul Alkezweeny, PhD, Public Member
Karen Homitz, DDS
Padmaraj Angolkar, DDS
Bernie Nelson, PhD, Public Member
Jessica Saepoff, DDS
Robert Faine, DDS, MPH

Russell Timms, DDS
Fred Quarnstrom, DDS
Terry Hauck, MD, DDS
Lorin Peterson, DDS
John Davis, DDS, JD

Members Absent:

Marshall Titus, DDS

Staff Present:

Joy King, Executive Director
Lisa Anderson, Health Services Consultant 3
Kirby Putscher, Deputy Executive Director

Erin Obenland, Health Services Consultant 3
Sandra Adix, Assistant Attorney General
Cheri Brooks, Health Services Consultant

Others Present:

David Hemion, Assistant Executive Director – Washington State Dental Association (WSDA)
Melissa Johnson, Lobbyist, Washington State Dental Hygiene Association (WSDHA) and
Willamette Dental
Bracken Killpack, WSDA
Joella Pyatt, Dental Hygiene Examining Committee (DHEC)
Daniel Greenwald, Washington Association of Nurse Anesthetists
Charles Weber, DMD, Washington State Society of Oral and Maxillofacial Surgeons
(WSSOMS), Dental Anesthesia Committee (DAC)
Bernie Kopfer, DDS, Board of Denturist
Mike Odlaug, Office of Radiation Protection, Department of Health (DOH)

Presenters:

Ross Beirne, DMD, Ph. D., Professor and Chair, University of Washington, School of Dentistry, Department of Oral and Maxillofacial Surgery

Ellen Haars, Ph.D., Manager, Office of Radiation Protection, DOH

OPEN SESSION: 7:01 pm

1. CALL TO ORDER – Mark Koday, DDS, Chair called the meeting to order at 7:01 p.m.

The Commission presented a plaque and gavel to Dr. Timms in recognition and appreciation of his dedication and service as chair to the Dental Commission for 2005/2006.

- 1.1 Dr. Koday introduced the newly appointed Dental Quality Assurance Commission (DQAC) member, Robert Faine, DDS, MPH in addition to Dr. Faine, staff also advised that Drs Titus and Sinha were reappointed. All will serve 4 year terms to end in June 2010.
- 1.2 Audience – The audience introduced themselves.
- 1.3 The agenda was approved.
- 1.4 The business meeting minutes from July 20, 2006 were approved with changes.
- 1.5 The July 21, 2006 Panel A & B minutes were approved as presented.
- 1.6 The May 18, 2006 business meeting minutes were approved with corrections.
- 1.7 The May 19, 2006 Panel A & B minutes were approved with corrections.

2. PRESENTATIONS

GUEST SPEAKER – Ms. Ellen Haars provided DQAC with a presentation on proposed Dental Radiation Safety Standards – informal rule-making. Ms. Haars asked the Commission to focus on three main areas; WAC 246-225A-015, Machines Prohibited; WAC 246-225A-110(3) Special Requirements for Dental Intra-Oral Radiographic Systems; and WAC 246-225A-150, X-ray Image Processing Requirements. The Commission was encouraged to provide any concerns or feedback to Ms. Haars prior to the CR 102 being filed in October. Ms. Haars will provide a link for feedback.

3. PRESENTATIONS

GUEST SPEAKER – Ross Beirne, DMD, Ph.D., Professor and Chair, University of Washington, School of Dentistry, Department of Oral and Maxillofacial Surgery provided a very informative Power Point presentation on the final recommendations of the Dental Anesthesia Committee (DAC). The Committee has been working for about a year to review current regulations and public comments regarding potential revisions to Chapter 246-817-700 WAC series, Administration of Anesthetic Agents for Dental Procedures.

The entire DAC will be invited to attend the DQAC's October 26th meeting to respond to any questions or comments the Commission may have on the recommendations. The Commission will then be asked to determine which recommendations to accept.

4. PROGRAM REPORT – Joy King, Executive Director; Lisa Anderson, Health Services Consultant; Erin Obenland, Disciplinary Manager; Sandra Adix, AAG; Staff Attorney; Investigators

- 4.1 Budget Report – the June and July 2006 interim operating reports were provided to the Commission. Although there have not been any fee increases in many years, a fee increase will be proposed in the 2007-2009 biennium. Current projections suggest an approximate 55% increase. By law, all health care programs must be self supporting. Due to increases in disciplinary activities, and the general cost of doing business, an increase is needed.
- 4.2 Lisa Anderson provided a copy of a letter she had prepared on behalf of the Commission to Josh Shipe for his exemplary performance as the former Case Management Manager.
- 4.3 The Operating Agreement between the Boards, Committees, and Commission and the Department of Health will be discussed at the Board, Commission and Committee Leadership Conference scheduled for September 28-29, 2006. The Commission was asked to submit any comments or inquiries to Lisa Anderson prior to the meeting. Ms. King asked the Commission to carefully review the current agreement, and to make suggestions for changes as necessary. A decision whether to readopt the current Operating Agreement will be made at the DQAC's October 2006 meeting.
- 4.4 A brief discussion regarding a proposed rule under consideration by the Medical Quality Assurance Commission (MQAC), related to Delegation of authority to initiate investigations was held. The Commission tabled the idea until the October Business Meeting. Ms. Erin Obenland, Case Management Manager will provide various options regarding various approaches to initial case assessment and authorization for the Commission to consider.
- 4.5 Case Management Unit Updates – Ms. Erin Obenland, new Case Management Unit manager provided the following updates:
 - Peggy Owen will be taking a more active role in the Case Management Unit and will be working with case authorization panels and disciplinary and hearing panels. Lisa Anderson will be phasing out of disciplinary panel participation by the end of the year to more appropriately align with functional changes within the division. Ms. Anderson will be available to provide technical assistance.

- DQAC was asked to consider discontinuing use of Administrative Law Judges (ALJ) and Court Reporters during the presentation of Agreed Orders. Dental was the last program using these services and in light of budgetary constraints, the Commission agreed to discontinue their use beginning with the October 2006 meeting.
 - Discussion was held regarding the structure of case presentation panels and participation at weekly conference calls for case review. More broad participation and availability was strongly encouraged.
- 4.6 The 2006 Board, Commission, Committee Leadership Conference will be held on September 28th and 29th in Renton. Several DQAC members have already indicated their interest in participating including Dr.Saepoff, Dr. Angolkar, Dr. Koday, Dr. Davis, Mr. Nelson and Dr. Alkezweeny.
- 4.7 2007 Final Meeting Dates
The Commission adopted final meeting dates and agreed business meetings will start at 5:30 p.m. beginning in February 2007. Due to an expected large meeting agenda for October 2006, DQAC will begin that meeting at 5:30 pm. as well.

5. RULES UPDATE

- 5.1 WAC 246-817-450 & 460 – Sexual Misconduct – The sexual misconduct rules have received initial internal approval and are expected to be filed on October 4, 2006. The formal hearing will be held on December 7, 2006. The Governor has encouraged all health care professions to have sexual misconduct rules adopted by the end of the year.
- 5.2 License without Examination Rules – Ms. Anderson explained that this is an ongoing process.
- 5.3 License Rules – The Commission voted in July 2006 to accept the four main regional clinical dental examinations, including Western Regional Examining Board (WREB), Central Regional Dental Testing Services (CRDTS), Northeast Regional Board (NERB, and Southern Regional Testing Agency (SRTA). Dr. Peterson will bring information to the October 2006 meeting considering acceptance of Council of Interstate Testing agencies (CITA) examinations and Dr. Titus will bring information regarding the remaining independent state examination standards. Once these decisions are finalized, rule amendments can commence.
- 5.4 PGY-1 Program – Dental Residents – discussion will be moved to the October 2006 agenda.

- 5.5 Dental Anesthesia Related – DAC initial recommendations were presented to the Commission by Dr. Ross Beirne, and the commission will review and be prepared to ask questions of the entire DAC committee at its October meeting. The Commission will discuss and decide which recommendations to accept.

6. AMERICAN DENTAL ASSOCIATION (ADA), AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE), AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA), THE DENTAL ASSISTING NATIONAL BOARD, INC (DANB), THE NATIONAL PRACTITIONER DATA BANK (NPDB)

ADA letter dated July 25, 2006 regarding Part 1 of the National Board Dental Examinations Requirements. This letter was provided for information only and no further action is needed.

7. WESTERN REGIONAL EXAMINING BOARD (WREB)

- 7.1 WREB Board of Directors/Exam Review Committee Report – Dr. John Davis, DDS presented a brief overview regarding his recent attendance at this meeting. Minutes will be distributed by WREB and included in a future agenda.
- 7.2 Letter dated August 7, 2006 from WREB regarding educators becoming examiners. This letter was provided for information only and no further action is needed.
- 7.3 CITA Press release August 2006 - This letter was provided for information only and no further action is needed.

8. OTHER REPORTS

- 8.1 Western Conference Report – Dr. John Davis, DDS
- 8.2 Washington State Dental Association (WSDA) House of Delegates meeting will be held on September 14-16, 2006, Campbell's Resort, Chelan, WA. Dr. Mark Koday will be attending on behalf of DQAC and a report has been prepared and submitted to update the House of Delegates on DQAC activities.

9. CORRESPONDENCE

- 9.1 Letter dated July 17, 2006 to Scott Houfek from Kentucky Board of Dentistry
- 9.2 Response letter to Patrick Rooney, DDS, regarding patient care
- 9.3 Letter dated July 26, 2006 from the Academy of General Dentistry (AGD) regarding Continuing Education for AGD members. The Commission expressed no concerns with this letter and staff will advise the AGD as such.

10. POLICY REVIEW AND UPDATES

Mandatory Malpractice Report Policy Revision – Increase threshold from \$10,000.000 to \$20,000.00. The Commission approved the recommendation to increase the threshold of this policy and voted to accept the change. The updated policy was signed by Dr. Koday and will be distributed in the October 2006 meeting packet.

11. CONSENT AGENDA

- 11.1 Arizona State Board of Dental Examiners Newsletters – July 2006
- 11.2 North Carolina State Board of Dental Examiners – Spring 2006
- 11.3 Citizen advocacy Center Program Announcement
- 11.4 We Aspire – July 2006
- 11.5 The Sentinel – July and August 2006
- 11.6 Article – Seattle Post Intelligencer – Universities want to expand Medical and Dental training

Note: The Commission asked that the Sentinel and We Aspire newsletters not be included in future meeting packets.

CLOSED SESSION

12. EXECUTIVE SESSION

The term “executive session” is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1) (a-k), and only during a regular or special meeting.

OPEN SESSION

13. FUTURE COMMISSION BUSINESS

– No future business items were discussed but there are several items that will be considered for future meetings.

- CITA exam results – Will DQAC accept? Review at October Meeting
- Independent State exam results – will DQAC accept? – Review at October meeting.
- WREB Presentation – Dr. Lorin Peterson
- Status of Memorandum of Understanding with UW regarding skills assessment
- Decision whether to pursue rulemaking to clarify “informed consent” for the dental profession.
- Hearing protocol – Training to be provided to DQAC members at October meeting.

- December 2006 – Washington Physician’s Health Program (WPHP) Update – Dr. Mick Oreskovich

14. BUSINESS MEETING ADJOURNMENT

With no further business the meeting was adjourned at 11:15 p.m. Disciplinary panels will begin at 8:00 a.m. on Friday, September 8, 2006.

Respectfully Submitted By:

Cheri Brooks, Health Service Consultant 1

Commission Approval By:

Mark Koday, DDS, Chair